IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 13046 of 2004

Between:

L. Narahari Babu, S/o Narsimha,
ST Caste, R/o Malkajgiri, Hyderabad.

..... PETITIONER

AND

The Member Secretary, A.P. Pollution Control Board,
(Govt. of A.P. undertaking) Sanath Nagar, Opp: to P.S, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ or order or direction more particularly one in the nature of Writ of Mandamus declare the action of the respondent in not following the law laid down by the Apex Court and the Central Government instructions issued on 18-5-1998 and not allowing the petitioner to test and interview for the posts of LDC cum typist cum computer operator and recruit through employment exchange alone as the illegal, arbitrary and unconstiutional and consequently direct the respondent to allow the petitioner to appear to test and interview for the post of LDC cum typist cum computer operator without insisting that the petitioner's name should be sponsored by the employment exchange

Counsel for the Petitioner: MR.K.NAGESWARA REDDY

Counsel for the Respondent: MR.A.RAMALINGESWAR RAO

The Court made the following :

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 13046 of 2004

ORDER:

The question raised in this writ petition is covered by the judgment of the Supreme Court in ***EXCISE SUPERINTENDENT v. K.B.N.VISWESHWARA RAO[1].***

2. Following the said judgment, the writ petition is disposed of directing the respondent to issue notification calling for applications from the eligible candidates in addition to calling for the list of candidates from the Employment Exchange and in the event of the petitioner making an application in pursuance of the notification, his application may be scrutinized, and if he is eligible, he may be permitted to appear for the test that may be proposed to be conducted by the respondent as per the recruitment rules in force.

The writ petition is accordingly disposed of. No order as to costs.

28th July, 2004

Note:-

C.C. by tomorrow.

B/o.

KVR/GLV

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To

1. The Member Secretary, A.P. Pollution Control Board,
   (Govt. of A.P. undertaking) Sanath Nagar, Opp: to P.S, Hyderabad.

2. Two C.D.Copies.